

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Peter Klimko

Robert J. Collier, Jr.

Mark R. Hellberg

Group Art Unit: 1612

Examiner: Fay, Z.

Serial No.: 10/534,796

Conf. #1650

Filed: May 12, 2005

Atty. Dkt. No.: 2443 US F

For: SUPEROXIDE DISMUTASE MIMICS
FOR THE TREATMENT OF OCULAR
DISORDERS AND DISEASES

**RESPONSE TO OFFICE ACTION DATED OCTOBER 7, 2008 AND THE ADVISORY
ACTION DATED MARCH 9, 2009**

Mail Stop Amendment
Commissioner for Patents
Alexandria, VA 22313-1450

Sir:

This Amendment is filed in response to the Official Action mailed October 7, 2008. A Request for Continued Examination is being filed herewith along with the requisite fee. A petition for a three-month extension of time is submitted herewith along with the requisite fee. Should such petition or fee be deficient or absent, consider this paragraph such a petition and authorization to withdraw the appropriate fee under 37 C.F.R. §§ 1.16 to 1.21 from Deposit Account No. 010682. Applicants note that the present response was properly filed within three months of the mailing date of the Official Action mailed October 7, 2008. The Official Action indicated on the Summary Sheet that the Action was non-final. An Advisory Action, however, was subsequently received. Applicants respectfully request that the extension of time fees being submitted herewith be credited to Applicants' Deposit Account shown above, since it was not clear to Applicants that the Official Action was final.

Reconsideration of the application is respectfully requested.

Remarks/Arguments begin on page 2 of this paper.